

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

KATHLEEN BENEDICT	:	CIVIL ACTION
	:	
v.	:	
	:	
BOROUGH OF MALVERN, et al.	:	NO. 15-6462

ORDER

AND NOW, this 5th day of April, 2016, upon consideration of plaintiff's amended complaint (docket entry #9), defendant Malvern Fire Company's motion to dismiss (docket entry #10), defendant Michael Bernard McMahon, Jr.'s motion to dismiss (docket entry #12), defendant Borough of Malvern's motion to dismiss (docket entry #15), plaintiff's responses in opposition thereto, Malvern Fire Company's motion for leave to file a reply brief (docket entry #14), defendant McMahon's motion for leave to file a reply brief (docket entry #17), plaintiff's motions for leave to file reply briefs (docket entries ##20, 21), and McMahon's motion for a protective order (docket entry #18), it is hereby ORDERED that:

1. Defendant Malvern Fire Company's motion to dismiss (docket entry #10) is GRANTED;
2. Defendant Malvern Fire Company's motion for leave to file a reply brief (docket entry #14) is GRANTED;
3. The Clerk of Court shall DOCKET Exhibit A of that motion;
4. Defendant McMahon's motion to dismiss (docket entry #12) is GRANTED;
5. Defendant McMahon's motion for leave to file a reply brief (docket entry #17) is GRANTED;
6. The Clerk of Court shall DOCKET Exhibit A of that motion;

7. Defendant Borough of Malvern's motion to dismiss (docket entry #15) is GRANTED;

8. Plaintiff's motion for leave to file a reply brief (docket entry #20) is GRANTED;

9. The Clerk of Court shall DOCKET Exhibit A of that reply brief;

10. Plaintiff's motion for leave to file a second reply brief (docket entry #21) is GRANTED;

11. The Clerk of Court shall DOCKET Exhibit A of that second reply brief;

12. Plaintiff's amended complaint (docket entry #9) is DISMISSED WITHOUT PREJUDICE to her filing a second amended complaint;

13. Defendant McMahon's motion for a protective order (docket entry #18) is DENIED AS MOOT, but without prejudice to refiling; and

14. Plaintiff may FILE a second amended complaint if she does so by noon on April 22, 2016.

BY THE COURT:

/s/ Stewart Dalzell, J.
Stewart Dalzell, J.